

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE:)
)
'318 PATENT INFRINGEMENT) Civ. No. 05-356-SLR
LITIGATION) (consolidated)
)

O R D E R

At Wilmington this 5th day of January, 2007, having
conferred with counsel in the above captioned litigation;

IT IS ORDERED that:

1. The motion for partial summary judgment regarding
anticipation (D.I. 318) is denied.

2. The motions for reassignment and preservation of the
trial date (D.I. 327, 335) are granted. The scheduling order
entered on January 12, 2006 (D.I. 81) is amended as follows:

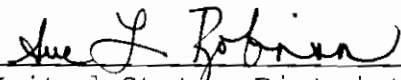
a. The January 18, 2007 Markman hearing is cancelled.

b. The joint proposed pretrial order shall be filed on
or before **Monday, April 9, 2007**. The court does not entertain
motions in limine; therefore, all evidentiary issues should be
identified in the pretrial order.

c. The pretrial conference shall be conducted on
Wednesday, April 18, 2007, commencing at **3:00 p.m.** in courtroom
6B, sixth floor federal building, 844 King Street, Wilmington,

Delaware. Plaintiff shall have one hour, and defendants (collectively) shall have one hour, in which to present their arguments regarding claim construction. Thereafter, the focus of the pretrial conference shall be on evidentiary and scheduling issues.

d. A bench trial shall commence on **Monday, May 21, 2007**. The parties shall be allocated, at the pretrial conference, a total number of hours in which to present their evidence at trial.


United States District Judge